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PATENT

Attorney Docket No.: HUV-050.01
(19787-5001) #8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hafner et al

Serial No: 09/955,738

Filed: September 18, 2001

Title: Fabrication of Nanotube Microscopy

Group Art Unit: 1749

Examiner: To Be Assigned

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on April 25, 2002.

William Homan
William Homan

Commissioner for Patents
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BASED
ON INTERNATIONAL SEARCH REPORT IN A RELATED PCT APPLICATION**

COPY OF PAPERS
ORIGINALLY FILED

Sir:

In compliance with the requirements of 37 C.F.R. 1.56, submitted herewith on Form PTO-1449 is a list of publications identified in an International Search Report in a related PCT application; a copy of each publication is being submitted herewith except that of references listed in the form 1449 as: **BV, BW, BX, BY**. These documents were submitted to the Office in two Information Disclosure Statements filed respectively on **January 08, 2002** and on **February 25, 2002**. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the listed documents are material or constitute

“prior art.” If the Examiner applies the cited documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute “prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the cited references be applied against the claims of the present application.

This Information Disclosure Statement is being filed within three months of the mailing date of the International Search Report; therefore, no fee is believed to be due in connection with the filing of this disclosure. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our Deposit Account, **No. 06-1448**.

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

By: 

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